

REMARKS

In response to the Office Action mailed August 6, 2010, Applicants cancelled claims 29 and 31. Applicants also amended claims 1, 6-9, 17, 25, 26, 30, 32, 33 and 36. As a result, claims 1, 5-10, 17, 25-27, 30 and 32-39 are pending.

The Examiner rejected claims 1, 5-10, 17, 25-27, 30 and 32-39 under 35 U.S.C. §102(c) as being anticipated by Duerig or under 35 U.S.C. §103(a) as being unpatentable over Duerig. However, Duerig does not disclose a plurality of generally spherical embolic particles that are in saline, as required by claims 1, 5-10, 17, 25-27, 30 and 32-39, as amended. Nor would it have been obvious to one skilled in the art to modify Duerig to provide such subject matter. Accordingly, Applicants request reconsideration and withdrawal of the rejection of claims 1, 5-10, 17, 25-27, 30 and 32-39.

Please apply any other charges or credits to deposit account 06-1050.

Respectfully submitted,

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